

Attorney Docket: 112.P14114C

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CENTRAL FAX CENTER****NOV 13 2006****REMARKS****Status of Claims**

Claims 1, 6-9, and 14-24 are pending in the above-referenced patent application. In this amendment, claims 1, 6-9 and 14-16 have been amended and claims 17-24 have been added. Claims were amended to more clearly delineate intended subject matter. Furthermore, it is believed that these amendments do not narrow claim scope. Rather, in some circumstances, the claim scope may even be broadened. As a result, no prosecution history estoppel should result from these claim amendments.

Claim Objections

The Examiner has objected to claims 2-5 and 10-13 as being dependent on a rejected base claim, but would be allowable if rewritten in independent form. However, it is noted that in a preliminary amendment filed with the originally filed continuation application on July 22, 2003, claims 1 and 9 were amended, and claims 2-5 and 10-13 were cancelled. Accordingly, these amendments made to the originally filed claims are reflected in the listing of claims presented with this amendment.

Claim Rejections – 35 U.S.C §102(e)

The Examiner has rejected claims 1, 6-9 and 14-16 under 35 U.S.C. 102(e) as being anticipated by Lo (US Pat. No. 6,650,432). This rejection is respectfully traversed. Assignee respectfully submits that Lo does not show or describe each and every element of the rejected claims, as required by 35 U.S.C. 102(e), and, therefore, contrary to the Examiner's assertion, the claims are not anticipated by Lo under 35 U.S.C. 102(e).

Lo appears to show scanning to files or scanning to applications, wherein a scan may be performed and image data provided via a network to a file or application. Lo does not show or describe at least performing "a set of image processing routines on the primitive scanned image to obtain image qualities of the document". In Lo, image information from an original scan is obtained, and is provided to an application or a client computer. There is no mention throughout Lo that "a set of image

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processing routines" be performed on an image "to obtain image qualities". Furthermore, in Lo, scanning parameters may be specified for an original scan of a document, and are specified based on the client computer requesting the scan. There is no mention throughout Lo of "specifying a set of image processing settings for the document based at least in part on the obtained image qualities".

Therefore, because Lo fails to show or describe each and every element of the rejected claims, a sufficient showing of anticipation has not been established, and claims 1, 6-9, and 14-16 are in condition for allowance. Additionally, claims 17-24 include limitations similar to those in one or more of claims 1, 6-9, and 14-16, and, therefore, are in a condition for allowance for at least the same reasons.

Assignee respectfully submits that because a sufficient showing of anticipation has not been established, all pending claims are in a condition for allowance. It is noted that many other bases for traversing the rejections could be provided, but Assignee believes that the grounds presented above are sufficient. It is, therefore, respectfully requested that the Examiner withdraw the rejection of these claims, and allow all pending claims to proceed to allowance.

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NOV 13 2006**CONCLUSION**

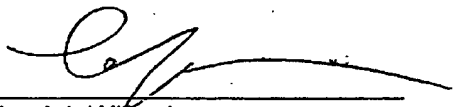
In view of the foregoing, it is respectfully submitted that all of the claims pending in this patent application, as amended, are in condition for allowance. If the Examiner has any questions, she is invited to contact the undersigned at (503) 439-6500. Reconsideration of this patent application and early allowance of all the claims is respectfully requested.

Please charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account number 50-3703.

Respectfully submitted,

Dated: _____

11/13/06




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I hereby certify that this correspondence is being submitted via facsimile or deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

November 13, 2006
Date of Transmission

Leslie C. Mullican
Name of Person Transmitting Correspondence

Signature